

HONORABLE KYMBERLY K. EVANSON

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

PUGET SOUNDKEEPER ALLIANCE,

Plaintiff,

v.

PACIFIC PILE & MARINE, L.P.,

Defendant.

No. 2:22-cv-00848-KKE

JOINT MOTION FOR ENTRY OF
CONSENT DECREE

Note on Motion Calendar:
December 19, 2023

MOTION

Plaintiff Puget Soundkeeper Alliance and Defendant Pacific Pile & Marine, L.P. (collectively, “the Parties”) hereby jointly move the Court for an order approving the entry of the Consent Decree filed herewith.

STATEMENT IN SUPPORT

The Parties have agreed that settlement of this matter is in the public interest and that entry of the Consent Decree is the most appropriate means of resolving this matter. By stipulating to the entry of the proposed Consent Decree, Pacific Pile & Marine, L.P. does not admit the facts alleged against it and does not admit liability.

1 Pursuant to 33 U.S.C. § 1365(c)(3) and 40 C.F.R. §§ 135.4 and 135.5, copies of the
2 Complaint and the Consent Decree will be served on the U.S. Attorney General, the Administrator
3 of the U.S. EPA, and the Regional Administrator of Region 10 of the U.S. EPA.

4 The Consent Decree may not be entered prior to 45 days following receipt by both the
5 Administrator and the Attorney General. The noting date for the Court's consideration of this
6 matter has been scheduled accordingly.
7

8 The parties respectfully request this Court enter the Consent Decree.

9
10 RESPECTFULLY SUBMITTED, this 30th day of October, 2023.
11

12 SMITH & LOWNEY, PLLC
13

14 By: /s/Alyssa Koepfgen
15 Alyssa Koepfgen, WSBA No. 46773
16 Katelyn Kinn, WSBA No. 42686
17 Savannah Rose, WSBA No. 57062
18 2317 E. John St.
19 Seattle, WA 98112
20 Tel: (206) 860-2883
21 Fax: (206) 860-4187
22 E-mail: alyssa@smithandlowney.com
23 katelyn@smithandlowney.com
24 savannah@smithandlowney.com
25 *Attorneys for Puget Soundkeeper Alliance*

26 SCHWABE, WILLIAMSON & WYATT, P.C.
27

28 By: /s/Michael Mahoney
29 Connie Sue Martin, WSBA No. 26525
Michael J. Mahoney, WSBA No. 58906
1420 5th Avenue, Suite 3400
Seattle, WA 98101
Tel: (206) 622-1711
Fax: (206) 292-0460
E-mail: csmartin@schwabe.com
mmahoney@schwabe.com
Attorneys for Pacific Pile & Marine L.P.